

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By Chairman John Sinrud, on February 22, 2007 at 9:07 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. John Sinrud, Chairman (R)
Rep. Eve Franklin, Vice Chairman (D)
Rep. Janna Taylor, Vice Chairman (R)
Rep. Bill Beck (R)
Rep. Tim Callahan (D)
Rep. Edith Clark (R)
Rep. Bill E. Glaser (R)
Rep. Ray Hawk (R)
Rep. Cynthia Hiner (D)
Rep. Galen Hollenbaugh (D)
Rep. Joey Jayne (D)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. John L. Musgrove (D)
Rep. Rick Ripley (R)
Rep. Jon C. Sesso (D)
Rep. Jack Wells (R)
Rep. Craig Witte (R)

Members Excused: Rep. Penny Morgan (R)

Members Absent: None.

Staff Present: Linda Keim, Committee Secretary
Jon Moe, Legislative Branch
Terry Johnson, Legislative Fiscal Division
Barb Smith, Legislative Fiscal Division
Cathy Duncan, Legislative Fiscal Division

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 791, HB 531, HB 688, HB 478,
2/21/2007
Executive Action: HB 116

HEARING ON HB 791

Opening Statement by Sponsor:

00:01:37 Rep. Dave Kasten (R), HD 30, opened the hearing on HB 791, Restrictions on fund transfers.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:03:58 Rep. Franklin

00:04:35 Terry Johnson, Principal Fiscal Analyst, Legislative Fiscal Division

00:06:24 Rep. Taylor

00:06:30 Rep. Kasten

Closing by Sponsor:

00:06:48 Rep. Kasten

HEARING ON HB 688

Opening Statement by Sponsor:

00:07:04 Rep. Alan Olson (R), HD 45, opened the hearing on HB 688, Provide an allocation of coal severance taxes to DEQ for certain mines programs.

Proponents' Testimony:

00:08:58 Bud Clinch, Executive Director, Montana Coal Council

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:10:22 Rep. Sesso

00:11:54 Rep. Olson

00:12:11 Mr. Moe

00:12:33 Rep. Sesso

00:13:08 Rep. Ripley

00:13:30 Rep. Olson
00:14:19 Rep. Taylor
00:14:42 Mr. Clinch

Closing by Sponsor:

00:15:35 Rep. Olson

HEARING ON HB 531

Opening Statement by Sponsor:

00:16:22 Rep. Carol Lambert (R), HD 39, opened the hearing on HB 531, Designate warrior trail.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:18:09 Rep. Wells
00:19:03 Rep. Lambert
00:19:22 Rep. McChesney
00:19:58 Rep. Witte
00:20:48 Rep. Lambert

Closing by Sponsor:

00:21:51 Rep. Lambert
00:22:13 Break

HEARING ON HB 478

Opening Statement by Sponsor:

00:46:55 Rep. Holly Raser (D), HD 98, opened the hearing on HB 478, Clarify tuition payments for homeless children.
00:50:05 Vice Chair Taylor assumed the chair

Proponents' Testimony:

00:50:08 Joan Anderson, representing State Superintendent of Schools, Linda McCullough

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:51:58 Rep. Clark
00:52:00 Rep. Sinrud assumed the chair
00:54:24 Ms. Anderson
00:54:35 Rep. Wells
00:55:04 Rep. Raser
00:56:56 Rep. Beck
00:58:55 Ms. Anderson
00:59:25 Rep. Witte
01:05:52 Rep. Raser
01:07:26 Rep. Taylor
01:10:11 Rep. Raser

Closing by Sponsor:

01:10:21 Rep. Raser

EXECUTIVE ACTION ON HB 116

01:11:00 **Motion:** Rep. Ripley moved **HB 116 DO PASS.**

Discussion:

01:13:48 Rep. Ripley
[EXHIBIT\(aph40a01\)](#)
[EXHIBIT\(aph40a02\)](#)

01:14:33 Barb Smith, Legislative Fiscal Analyst

01:15:00 **Motion:** Rep. Ripley moved **TO AMEND HB 116** (Exhibit 2).

Discussion:

01:16:14 Rep. Ripley
01:18:01 Rep. Hollenbaugh
01:18:12 Ms. Smith

01:18:30 **Vote:** Motion passed unanimously by voice vote of those present.

01:19:52 **Motion:** Rep. Ripley moved **HB 116 AS AMENDED.**

01:20:00 **Motion:** Rep. Musgrove moved **TO AMEND HB 116**
(Exhibit 3).

[EXHIBIT](#)(aph40a03)

[EXHIBIT](#)(aph40a04)

Discussion:

01:20:37 Rep. Musgrove
01:22:55 Rep. Ripley
01:23:47 Rep. Kasten
01:24:37 Rep. Musgrove
01:24:43 Ms. Smith
01:25:27 Rep. Glaser
01:27:21 Rep. Ripley
01:27:55 Rep. Jayne
01:28:00 Rep. Musgrove
01:28:14 Cathy Duncan, Legislative Fiscal Department
01:31:57 Rep. Ripley
01:32:44 Rep. Jayne
01:32:52 Rep. Glaser
01:33:53 Rep. Wells
01:35:29 Rep. Musgrove

01:35:52 **Vote:** Motion failed 6-13 by roll call vote, with Rep. Franklin, Rep. Callahan, Rep. McChesney, Rep. Hollenbaugh, Rep. Sesso, and Rep. Musgrove voting aye. Rep. Morgan and Rep. Franklin voted by proxy.

01:37:56 **Motion:** Rep. Sesso moved **TO AMEND HB 116.**

[EXHIBIT](#)(aph40a05)

01:40:58 **Motion:** Rep. Sesso moved a **CONCEPTUAL AMENDMENT to accept items three and four of the amendment**
(Exhibit 5).

Discussion

01:39:12 Rep. Sesso
01:43:13 Rep. Sinrud
01:43:26 Ms. Smith
01:44:29 Rep. Kasten
01:45:39 Rep. McChesney
01:45:44 Ms. Smith
01:47:25 Rep. Ripley
01:47:30 Rep. Sesso
01:49:05 Rep. Taylor

01:49:12 **Vote:** Motion passed 11-8 by roll call vote, with Rep. Glaser, Rep. Witte, Rep. Beck, Rep. Morgan, Rep. Taylor, Rep. Hawk, Rep. Kasten, and Rep. Sinrud voting no. Rep. Franklin and Rep. Morgan voted by proxy.

01:50:00 **Motion/Vote:** Rep. Kasten moved **HB 116 AS AMENDED**. Motion carried unanimously by voice vote of those present.

EXHIBIT (aph40a06)

ADJOURNMENT

Adjournment: 11 A.M.

REP. JOHN SINRUD, Chairman

LINDA KEIM, Secretary

JS/lk

Additional Exhibits:

EXHIBIT ([aph40aad.pdf](#))